

Exhibit 1

Excerpts from the June 30, 2020

Deposition of Owen Astrachan

REDACTED

1 UNITED STATES DISTRICT COURT
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5 ORACLE USA, INC., et al.,
6 Plaintiffs,

7 vs.

Case No.

2:10-cv-00106-LRH-VCF

8 RIMINI STREET, INC., et al.,
9 Defendants.

10 _____ /
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14 VIDEO-RECORDED DEPOSITION OF OWEN ASTRACHAN, PH.D.

15 REMOTE ZOOM PROCEEDING

16 Raleigh, North Carolina

17 Tuesday, June 30, 2020

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23 REPORTED BY:

24 LESLIE ROCKWOOD ROSAS, RPR, CSR 3462

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Job No. 4135801

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1 I'm confident about that copyright because at
 2 the beginning of this Injunction, it talks about 17 USC,
 3 which as I understand it is related to copyright
 4 Q BY MR SMITH: So is it your understanding that
 5 for purposes of a violation of the Injunction, a 15:22:50
 6 copyright violation must be shown?
 7 MR VANDEVELDE: Misstates testimony, asked and
 8 answered, calls for a legal conclusion
 9 THE WITNESS: It's my understanding that any
 10 purported violation of the Injunction would need to 15:23:02
 11 either be a reproduction, a derivative work, or using
 12 software documentation on one licensee's computer to
 13 support something that was not for the benefit of that
 14 particular client
 15 So I'm using the standard terminology that's in 15:23:19
 16 here. There's no restriction in the Injunction that says
 17 only copyright violations are things to be considered
 18 I'm simply stating that to understand the terms
 19 "reproduction" and "derivative works," we need to
 20 understand that in the context of copyright 15:23:40

15:23:56
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47 (Pages 182 - 185)

1 The time is 9:42 p m 2 Q BY MR SMITH: Okay Professor, last couple 3 questions 4 Do you agree that RAM copies are created each 5 time Rimini use the PeopleSoft JD Edwards or Oracle 18:42:21 6 database software? 7 MR VANDEVELDE: Objection Vague as to "use " 8 THE WITNESS: As a matter of -- from a technical 9 point of view, using software requires making a copy in 10 RAM 18:42:39 11 Q BY MR SMITH: Okay And in your opinion, can a 12 RAM copy ever be a violation of the Injunction? 13 MR VANDEVELDE: Objection Vague, calls for a 14 legal conclusion 15 THE WITNESS: What I've stated before is that 18:42:53 16 the Injunction talks about making software updates for 17 the benefit of a particular client And when that copy 18 in RAM is made for the benefit of the client, I don't 19 believe the Injunction is implicated 20 Q BY MR SMITH: Okay I want you to assume for 18:43:12 21 me that there is a PeopleSoft software environment on a 22 computer that is not the customer's own computer system 23 Can you assume that for me? 24 A Where is this PeopleSoft? It's not on the 25 client's computer? 18:43:31	1 Street" -- "Rimini Street shall not reproduce, prepare 2 derivative works from, or use PeopleSoft software on, 3 with, or to any computer systems other than a specific 4 licensee's own computer systems." 5 And so in your hypothetical, if I am 18:45:12 6 reproducing, preparing derivative works from, or using on 7 a different computer system, then again, it seems to me 8 that paragraph 5 perhaps would be implicated. 9 Q. Okay. Last couple of questions. <br

1 STATE OF CALIFORNIA) ss:

2 COUNTY OF MARIN)

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4 I, LESLIE ROCKWOOD ROSAS, RPR, CSR NO. 3462, do
5 hereby certify:

6 That the foregoing deposition testimony was
7 taken before me at the time and place therein set forth
8 and at which time the witness was administered the oath;

9 That testimony of the witness and all objections
10 made by counsel at the time of the examination were
11 recorded stenographically by me, and were thereafter
12 transcribed under my direction and supervision, and that
13 the foregoing pages contain a full, true and accurate
14 record of all proceedings and testimony to the best of my
15 skill and ability.

16 I further certify that I am neither counsel for
17 any party to said action, nor am I related to any party
18 to said action, nor am I in any way interested in the
19 outcome thereof.

20 IN WITNESS WHEREOF, I have subscribed my name
21 this 2nd day of July, 2020.

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25 LESLIE ROCKWOOD ROSAS, RPR, CSR NO. 3462